

RULE 63 (37 C.F.R. 1.63)
INVENTORS DECLARATION FOR PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FINGER-MOUNTED ELECTROKINETIC DELIVERY SYSTEM FOR SELF-ADMINISTRATION OF MEDICAMENTS AND METHODS THEREFOR

Specification of which (check applicable box(es)):

☒ is attached hereto
☒ was filed on April 8, 2002 as U.S. Application Serial No. 10/117,346 (Atty. Dkt. No. 3589-31)
☐ was filed as PCT International application No. on
 and (if applicable to U.S. or PCT application) was amended on

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 C.F.R. 1.56. I hereby claim foreign priority benefits under 35 U.S.C. 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed or, if no priority is claimed, before the filing date of this application:

Priority Foreign Application(s):

Application Number	Country	Day/Month/Year Filed
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I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

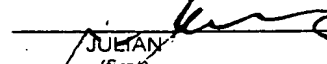
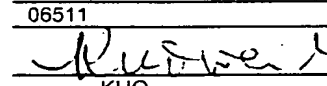

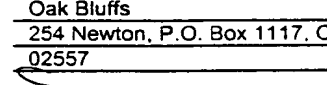
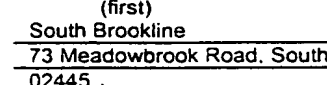
Application Number	Date/Month/Year Filed
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I hereby claim the benefit under 35 U.S.C. 120/365 of all prior United States and PCT international applications listed above or below and, insofar as the subject matter of each of the claims of this application is not disclosed in such prior applications in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. 1.56 which occurred between the filing date of the prior applications and the national or PCT international filing date of this application:

Prior U.S./PCT Application(s):

Application Serial No.	Day/Month/Year Filed	Status: patented pending, abandoned Pending
09/584,138	31 May 2000	Pending
09/523,217	10 March 2000	Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. And on behalf of the owner(s) hereof, I hereby ask that all communications in this matter be directed to: NIXON & VANDERHYE P.C., 1100 North Glebe Rd., 8th Floor, Arlington, VA 22201-4714, telephone number (703) 816-4000.

1.	Inventor's Signature: 	Date: May 21 02
	Inventor: JULIAN L. HENLEY (first, last) Residence: (city) New Haven (state/country) Connecticut Post Office Address: 330 Orchard Street, Suite 216, New Haven, Connecticut (Zip Code) 06511 U.S.A. (citizenship)	
2.	Inventor's Signature: 	Date: May 30 2002
	Inventor: KUO WEI CHANG (first, last) Residence: (city) Waltham (state/country) Massachusetts Post Office Address: 1377 Main Street, Waltham, Massachusetts (Zip Code) 02154 U.S.A. (citizenship)	
3.	Inventor's Signature: 	Date: May 20, 2002
	Inventor: JOSEPH POTTER (first, last) Residence: (city) Oak Bluffs (state/country) Massachusetts Post Office Address: 254 Newton, P.O. Box 1117, Oak Bluffs, Massachusetts (Zip Code) 02557 U.S.A. (citizenship)	
4.	Inventor's Signature: 	Date: 5/24/02
	Inventor: DENNIS GOLDBERG (first, last) Residence: (city) South Brookline (state/country) Massachusetts Post Office Address: 73 Meadowbrook Road, South Brookline, Massachusetts (Zip Code) 02445 U.S.A. (citizenship)	
5.	Inventor's Signature: 	Date: 5/30/02
	Inventor: JAMES DEROUIN (first, last) Residence: (city) Taunton (state/country) Massachusetts Post Office Address: 155 Caroline Drive, Taunton, Massachusetts (Zip Code) 02780 U.S.A. (citizenship)	

FOR ADDITIONAL INVENTORS, check box ☐ and attach sheet with same information and signature and date for each.

ASSIGNMENT FOR PATENT APPLICATION
(All Rights)

WHEREAS, JULIAN L. HENLEY, KUO WEI CHANG, JOSEPH POTTER, DENNIS I. GOLDBERG and JAMES DEROUIN (hereinafter ASSIGNORS) of 330 Orchard Street, Suite 216, New Haven, Connecticut 06511; 1377 Main Street, Waltham, Massachusetts 02154; 254 Newton, P.O. Box 1117, Oak Bluffs, Massachusetts 02557; 73 Meadowbrook Road, South Brookline, Massachusetts 02445 and 155 Caroline Drive, Taunton, Massachusetts 02780, respectively, have invented a certain improvement in FINGER-MOUNTED ELECTROKINETIC DELIVERY SYSTEM FOR SELF-ADMINISTRATION OF MEDICAMENTS AND METHODS THEREFOR for which a so-entitled application for Letters Patent of the United States was filed in the United States Patent and Trademark Office on April 8, 2002 and assigned Serial No.10/117,346;

WHEREAS, BioPhoretic Therapeutic Systems, LLC (hereinafter ASSIGNEE), a corporation of the State of Delaware, having an office and place of business at Suite 402, 40 Speen Street, Framingham, Massachusetts 01701 is desirous of acquiring an interest therein;

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the said ASSIGNORS by these presents hereby sell, assign, and transfer unto the said ASSIGNEE, its successors, assigns, and legal representatives, ASSIGNORS' entire right, title and interest in the United States of America and all foreign countries, in and to the invention as described in the aforesaid application, and

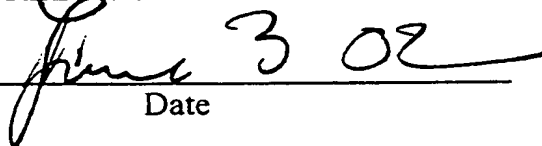
to the said application and to all subsequent applications based thereon including any and all continuations, divisions, reissues, and substitutes of said application, and all resulting patents, together with the right of priority under the International Convention for the Protection of Industrial Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other international agreements to which the United States of America adheres; and the ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns, and legal representatives. It is understood and agreed that ASSIGNEE'S attorneys Nixon & Vanderhye P.C. have represented only ASSIGNEE and will continue to represent only ASSIGNEE with respect to this invention;

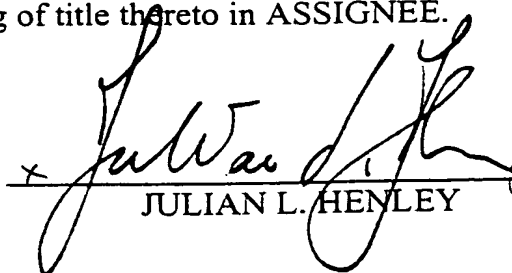
ASSIGNORS hereby agree to transfer a like interest upon request of said ASSIGNEE, its successors, assigns, and legal representatives, and without further remuneration, in and to any improvements, and applications for patents based thereon, growing out of or related to the said invention;

ASSIGNORS hereby agree to execute any papers by ASSIGNEE, its successors, assigns, and legal representatives, deemed essential to ASSIGNEE'S full protection and title in and to the invention hereby transferred; and

ASSIGNORS hereby agree, upon request of ASSIGNEE, and without further remuneration, to execute any and all papers desired by ASSIGNEE, for the filing and granting of foreign applications and the perfecting of title thereto in ASSIGNEE.

AGREED and executed as noted below:


Date

x 
JULIAN L. HENLEY

Witnessed by:

Antoinette C. Vialane
Name:

6-30-02
Date:

May 30, 2002
Date

Witnessed by:

James W. Kellard
Name:

Kuo Wei Chang
KUO WEI CHANG

5/30/2002
Date:

5/29/02
Date

Witnessed by:

Joanne L. Santucci
Name:

JP
JOSEPH POTTER

5/28/02
Date:

5/29/02
Date

Witnessed by:

Joanne Santucci
Name:

Dennis I. Goldberg
DENNIS I. GOLDBERG

5/29/02
Date:

5/30/02
Date

Witnessed by:

James W. Kellard
Name:

James Derouin
JAMES DEROUIN

5/30/2002
Date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

HENLEY ET AL.

Atty. Ref.: 3589-31

Serial No. 10/117,346

Group: 3749

Filed: April 8, 2002

Examiner: Unassigned

For: FINGER-MOUNTED ELECTROKINETIC DELIVERY
SYSTEM FOR SELF-ADMINISTRATION OF
MEDICAMENTS AND METHODS THEREFOR

* * * * *

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

**EXCLUSIVE SUBSTITUTE POWER OF ATTORNEY
AND EXCLUSIVE PROSECUTION HEREAFTER BY
ASSIGNEE UNDER 37 C.F.R. §§ 1.36, 3.71 AND 3.73**

BioPhoretic Therapeutic Systems, LLC, being the owner of all right, title and interest in the above-identified patent application, hereby revokes all previous powers of attorney in this case, if any, and hereby appoints Nixon & Vanderhye, P.C., 1100 North Glebe Rd., 8th Floor, Arlington, Virginia 22201-4714, telephone number (703) 816-4000, facsimile number (703) 816-4100, and the following attorneys thereof (of the same address) individually and collectively its attorneys to prosecute this application and to transact all business in the Patent and Trademark Office in connection therewith, and with the resulting patent: Larry S. Nixon, 25640; Arthur R. Crawford, 25327; James T. Hosmer, 30184; Robert W. Faris, 31352; Richard G. Besha, 22770; Mark E. Nusbaum, 32348; Michael J. Keenan, 32106; Bryan H. Davidson, 30251; Stanley C. Spooner, 27393; Leonard C. Mitchard, 29009; Duane M.

HENLEY ET AL.
Serial No. 10/117,346

Byers, 33363; Jeffry H. Nelson, 30481; John R. Lastova, 33149; H. Warren Burnam, Jr. 29366; Mary J. Wilson, 32955; J. Scott Davidson, 33489; Alan M. Kagen, 36178; Robert A. Molan, 29834; B. J. Sadoff, 36663; James D. Berquist, 34776; Updeep S. Gill, 37334; Michael J. Shea, 34725; Donald L. Jackson, 41090; Michelle N. Lester, 32331; Frank P. Presta, 19828; Joseph S. Presta, 35329; Joseph A. Rhoa, 37515; Raymond Y. Mah, 41426; Chris Comuntzis, 31097; Gary T. Tanigawa, 43180.

BioPhoretic Therapeutic Systems, LLC also authorizes Nixon & Vanderhye to delete any attorney names/numbers no longer with the firm and to act and rely solely on instructions communicated from the person, attorney, firm or other organization sending instructions to Nixon & Vanderhye on behalf of the owner.

Certificate Under 37 C.F.R. §3.73(b)

BioPhoretic Therapeutic Systems, LLC, a corporation having a place of business at Suite 402, 40 Speen Street, Framingham, Massachusetts 01701 states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors to the aforesaid assignee, a copy of the assignment being attached.

The undersigned (whose title is typed below) is empowered to sign this statement on behalf of BioPhoretic Therapeutic Systems, LLC.

BioPhoretic Therapeutic Systems, LLC

5/29/02 By: [Signature]
Date Name: Dennis I. Goldberg
Title: President

ASSIGNMENT FOR PATENT APPLICATION
(All Rights)

WHEREAS, JULIAN L. HENLEY, KUO WEI CHANG, JOSEPH POTTER, DENNIS I. GOLDBERG and JAMES DEROUIN (hereinafter ASSIGNORS) of 330 Orchard Street, Suite 216, New Haven, Connecticut 06511; 1377 Main Street, Waltham, Massachusetts 02154; 254 Newton, P.O. Box 1117, Oak Bluffs, Massachusetts 02557; 73 Meadowbrook Road, South Brookline, Massachusetts 02445 and 155 Caroline Drive, Taunton, Massachusetts 02780, respectively, have invented a certain improvement in FINGER-MOUNTED ELECTROKINETIC DELIVERY SYSTEM FOR SELF-ADMINISTRATION OF MEDICAMENTS AND METHODS THEREFOR for which a so-entitled application for Letters Patent of the United States was filed in the United States Patent and Trademark Office on April 8, 2002 and assigned Serial No.10/117,346;

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NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the said ASSIGNORS by these presents hereby sell, assign, and transfer unto the said ASSIGNEE, its successors, assigns, and legal representatives, ASSIGNORS' entire right, title and interest in the United States of America and all foreign countries, in and to the invention as described in the aforesaid application, and

to the said application and to all subsequent applications based thereon including any and all continuations, divisions, reissues, and substitutes of said application, and all resulting patents, together with the right of priority under the International Convention for the Protection of Industrial Property, Inter-American Convention Relating to Patents, Designs and Industrial Models, and any other international agreements to which the United States of America adheres; and the ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to ASSIGNEE, for its interest as ASSIGNEE, its successors, assigns, and legal representatives. It is understood and agreed that ASSIGNEE'S attorneys Nixon & Vanderhye P.C. have represented only ASSIGNEE and will continue to represent only ASSIGNEE with respect to this invention;

ASSIGNORS hereby agree to transfer a like interest upon request of said ASSIGNEE, its successors, assigns, and legal representatives, and without further remuneration, in and to any improvements, and applications for patents based thereon, growing out of or related to the said invention;

ASSIGNORS hereby agree to execute any papers by ASSIGNEE, its successors, assigns, and legal representatives, deemed essential to ASSIGNEE'S full protection and title in and to the invention hereby transferred; and

ASSIGNORS hereby agree, upon request of ASSIGNEE, and without further remuneration, to execute any and all papers desired by ASSIGNEE, for the filing and granting of foreign applications and the perfecting of title thereto in ASSIGNEE.

AGREED and executed as noted below:

James 3 02
Date

Julian L. Henley
JULIAN L. HENLEY

Witnessed by:

Antonio C. Vialane
Name:

6-30-02
Date:

May 30, 2002
Date

Witnessed by:

James W. Kellard
Name:

Kuo Wei Chang
KUO WEI CHANG

5/30/2002
Date:

5/29/02
Date

Witnessed by:

Joanne L. Santucci
Name:

JP
JOSEPH POTTER

5/28/02
Date:

5/29/02
Date

Witnessed by:

Joanne Santucci
Name:

Dennis I. Goldberg
DENNIS I. GOLDBERG

5/29/02
Date:

5/30/02
Date

Witnessed by:

James W. Kellard
Name:

James Derouin
JAMES DEROUIN

5/30/2002
Date: